

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21

H.76

Representative Wright of Burlington, Christie of Hartford, and LaLonde of South Burlington move that the bill be amended by striking out all after the enacting clause and inserting in lieu thereof the following:

Sec. 1. 16 V.S.A. § 2011 is added to read:

§ 2011. STRIKES AND CONTRACT IMPOSITION PROHIBITED

(a) A strike, which shall have the same meaning as provided in 21 V.S.A. § 1722(16), shall be prohibited.

(b) The imposition of contractual terms by the school board shall be prohibited.

Sec. 2. 16 V.S.A. § 2008 is amended to read:

~~§ 2008. FINALITY OF DECISIONS~~

~~All decisions of the school board regarding matters in dispute in negotiations shall, after full compliance with this chapter, be final. [Repealed.]~~

Sec. 3. 16 V.S.A. § 2021 is amended to read:

~~§ 2021. NEGOTIATED BINDING INTEREST ARBITRATION~~

\* \* \*

~~(c) A strike, which shall have the same meaning as provided in 21 V.S.A. § 1722(16), shall be prohibited if it occurs after both parties have voluntarily submitted a dispute to final and binding arbitration or after a decision or award has been issued by the arbitrator. A school board may petition for an~~

1 ~~injunction or other appropriate relief from the Superior Court within the county~~  
2 ~~wherein such strike in violation of this section is occurring or is about to occur.~~

3 [Repealed.]

4 Sec. 4. TASK FORCE ON DISPUTE RESOLUTION IN LABOR

5 RELATIONS FOR TEACHERS AND ADMINISTRATORS;

6 REPORT

7 (a) Creation. There is created a Task Force on Dispute Resolution in Labor  
8 Relations for Teachers and Administrators to study possible statutory changes  
9 to improve the process for the resolution of a dispute or impasse during labor  
10 negotiations for Vermont school teachers and administrators without requiring  
11 that a dispute or impasse be submitted to mandatory binding interest  
12 arbitration.

13 (b) Membership. The Task Force shall be composed of the following seven  
14 members:

15 (1) the President of the Vermont–National Education Association or  
16 designee;

17 (2) the Executive Director of the Vermont School Boards Association or  
18 designee;

19 (3) two individuals designated by the Vermont–National Education  
20 Association with experience in labor relations for school teachers and  
21 administrators;

1           (4) two individuals designated by the Vermont School Boards  
2           Association with experience in labor relations for school teachers and  
3           administrators; and

4           (5) the Executive Director of the Vermont Labor Relations Board.

5           (c) Powers and duties. The Task Force shall examine possible statutory  
6           changes to improve the process for resolving a dispute or impasse during labor  
7           negotiations for school teachers and administrators without requiring that the  
8           dispute or impasse be submitted to mandatory binding interest arbitration. In  
9           particular, the Task Force shall do the following:

10           (1) evaluate Vermont’s existing statutory provisions related to the  
11           resolution of a dispute or impasse during labor negotiations for school teachers  
12           and administrators;

13           (2) examine and assess the relative merits of other states’ statutory  
14           provisions for the resolution of a dispute or impasse during labor negotiations  
15           and whether the adoption of similar provisions could improve the existing  
16           collective bargaining process for school teachers and administrators in  
17           Vermont; and

18           (3) examine and assess the relative merits of various methods for  
19           encouraging parties in labor negotiations to resolve a dispute or impasse  
20           promptly if it continues past the expiration date of the existing collective  
21           bargaining agreement between the parties.

1        (d) Consultation. In carrying out its duties pursuant to subsection (c) of this  
2        section, the Task Force shall, at a minimum, consult with:

3            (1) representatives of teachers' and administrators' organizations from  
4        other states;

5            (2) representatives of school boards from other states; and

6            (3) attorneys, mediators, and arbitrators with experience in labor  
7        relations for school teachers and administrators

8        (e) Assistance. The Task Force shall have the administrative, technical,  
9        and legal assistance of the Vermont Labor Relations Board.

10       (f) Report. On or before November 15, 2015, the Task Force shall submit a  
11       written report to the House Committees on Education and on Housing, General  
12       and Military Affairs and the Senate Committees on Education and on  
13       Economic Development, Housing and General Affairs with its findings and a  
14       recommendation for legislative action.

15       (g) Meetings.

16            (1) The Executive Director of the Vermont Labor Relations Board shall  
17        call the first meeting of the Task Force to occur on or before August 1, 2015.

18            (2) The Executive Director of the Vermont Labor Relations Board shall  
19        be the Chair of the Task Force.

20            (3) Five members of the Task Force shall constitute a quorum.

1           (4) The Task Force shall meet at least one time per month until the  
2           report required by subsection (f) of this section has been submitted as required  
3           by that subsection.

4           (5) The Task Force shall cease to exist on January 15, 2016.

5           Sec. 5. EFFECTIVE DATES

6           (a) Secs. 1, 2, and 3 shall take effect on July 1, 2016, and apply to  
7           negotiations beginning on or after that date.

8           (b) This section and Sec. 4 shall take effect on passage.

9           and that after passage the title of the bill be amended to read: “An act relating  
10          to dispute resolution and the prohibition of strikes and contract imposition in  
11          collective bargaining for teachers and administrators”